



Attorney Docket No. UCIVN-003C

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
Corinne Gail Wong, et al.	)	Art Unit: To Be Determined
	)	
Application No.: 10/773,835	)	Examiner: To Be Determined
	)	
Filed: February 5, 2004	)	
	)	
For: Methods for Preparing and Using	)	
<u>Implantable Substance Delivery Devices</u>	)	

**Transmittal of Information Disclosure Statement**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

1. ☒ The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office Action on the merits, whichever event occurs last. 37 C.F.R. § 1.97(b).
2. ☐ The information disclosure statement transmitted herewith is being filed *after* three months of the filing date of this national application or the date of entry of the national stage as set forth in § 1.491 in an international application or after the mailing date of the first Office Action on the merits, whichever event occurred last but *before* the mailing date of either:
  - (1) a final action under § 1.113 or
  - (2) a notice of allowance under §1.311, whichever occurs first.

**CERTIFICATION OR FEE**

A. Included with this transmittal is

- i. ☐ a certification (set forth below) in accordance with 37 C.F.R. §

1.97(e). (If for any reason the certificate set forth below should be unsatisfactory, the Commissioner is provisionally authorized to charge the \$210 fee (37 C.F.R. § 1.17(p)) to Deposit Account No. 50-0878.)

**OR**

- ii. ☐ the attached fee set forth in 37 C.F.R. § 1.17(p) for submission of an information disclosure statement under §1.97(c). (\$180.00).
- 3. ☐ The information disclosure statement transmitted herewith is being filed *after* a final action under 37 C.F.R. § 1.113 or a notice of allowance under 37 C.F.R. § 1.311, whichever occurs first, but before, or simultaneously with the payment of the issue fee. In accordance with the requirements of 37 C.F.R. § 1.97(d):
  - i. Set forth below is a certification as specified in 37 C.F.R. § 1.97(e).
  - ii. Applicant submits the fee set forth in 37 C.F.R. § 1.17(p). (\$130.00).

**CERTIFICATION**

(Required if 2Ai or 3 above is marked)

4. I, the person signing below, certify

- ☐ that each item of information contained in the information disclosure statement was cited in the attached communication from a foreign patent office in a counterpart foreign application and that the communication is dated not more than three months prior to the filing of the statement. 37 C.F.R. § 1.97(e)(1).

**OR**


- ☐ that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in § 1.56(c) more than three months prior to the filing of the statement. 37 C.F.R. § 1.97(e)(2).

5. ☒ If it should be determined that for any reason either an insufficient fee or an excessive has been paid, please charge any insufficiency or credit any overpayment necessary to ensure consideration of the information disclosure statement for the above-identified application to Deposit Account No. 50-0878.

Respectfully submitted,

Stout, Uxa, Buyan & Mullins, LLP

Date: April 27, 2004

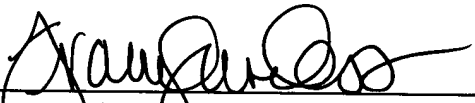
  
Jo Anne M. Ybaben, Reg. No. 42,243

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Irvine, CA 92618  
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#### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 145, Alexandria, VA 22313-1450, on April 27, 2004.

Dated: April 27, 2004

By:   
Francine Sanders, Assistant

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
Corinne Gail Wong et al. )  
Serial No.: 10/773,835 )  
Filed: February 5, 2004 )  
For: Methods for Preparing and )  
Using Implantable Substance )  
Delivery Devices )

Art Unit: To Be Determined

Examiner: To Be Determined

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

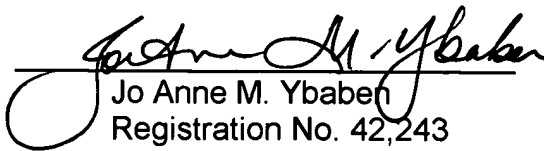
Pursuant to 37 C.F.R Section 1.56, Applicants wish to call the attention of the Examiner to the references that are listed on the attached PTO forms 1449. No copies of the references are being provided per 37 C.F.R. 1.98(d), since all of the references were cited by or submitted to the Office in parent application Serial No. 09/894,914.

No representation is made that the references disclosed herein legally constitute prior art, or that more relevant references are not available. The disclosed references are printed in the English language and/or accompanied by an Abstract published in the English language.

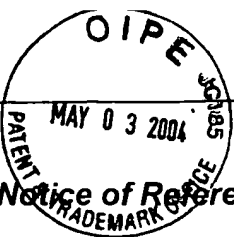
The disclosed references, when taken alone or in combination, are not believed to disclose nor make obvious the invention as claimed in the subject application.

Respectfully submitted,

Dated: April 27, 2004



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Irvine, CA 92618



# **Notice of References Cited**

	Application/Control No. 09/894,914	Applicant(s)/Patent Under Reexamination WONG ET AL.	
	Examiner Carlos A. Azpuru	Art Unit 1615	Page 1 of 1

## **U.S. PATENT DOCUMENTS**

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
	A	US-5,632,984	05-1997	Wong et al	424/85.4
	B	US-			
	C	US-			
	D	US-			
	E	US-			
	F	US-			
	G	US-			
	H	US-			
	I	US-			
	J	US-			
	K	US-			
	L	US-			
	M	US-			

## **FOREIGN PATENT DOCUMENTS**

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Country	Name	Classification
	N					
	O					
	P					
	Q					
	R					
	S					
	T					

## **NON-PATENT DOCUMENTS**

*		Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages)
	U	
	V	
	W	
	X	

\*A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)  
Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.

Form PTO-1449

MAY 03 2004

**INFORMATION DISCLOSURE CITATION  
IN AN APPLICATION**  
 (Use several sheets if necessary)
Docket Number (Optional) **UCIVN-003A**Application Number **09/894,914**Applicant **Wong, et al.**Filing Date **06/28/01**Group Art Unit **1615****U. S. PATENT DOCUMENTS**

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	RULING DATE IF APPROPRIATE
	4,997,652	03-05-91	Wong	424		05-31-89
	5,164,188	11-17-92	Wong	424		11-22-89
	5,443,505	08-22-95	Wong et al.	623		08-22-95
	5,632,984	05-27-97	Wong et al.	424		09-28-94
	5,766,242	06-16-98	Wong et al.	623		03-13-96
	5,824,072	10-20-98	Wong	623		08-14-96
	5,869,079	02-09-99	Wong et al.	424		06-02-95

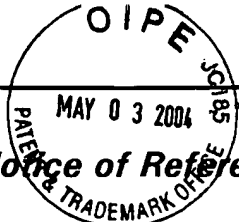
**FOREIGN PATENT DOCUMENTS**

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**


**EXAMINER****DATE CONSIDERED**

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered.  
 Include copy of this form with next communication to the applicant.



**Notice of References Cited**

<b>Application/Control No.</b> 09/894,914	<b>Applicant(s)/Patent Under Reexam</b> Wong et al	
	<b>Examiner</b> Carlos Azpuru	<b>Art Unit</b> 1615
<b>Page 1 of 1</b>		

**U.S. PATENT DOCUMENTS**

	<b>Document Number</b> Country Code-Number-Kind Code	<b>Date</b> MM-YYYY <sup>1</sup>	<b>Name</b>	<b>Classification</b> <sup>2</sup>	
A	6,312,708	11/2001	Donovan	424	423
B					
C					
D					
E					
F					
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**FOREIGN PATENT DOCUMENTS**

	<b>Document Number</b> Country Code-Number-Kind Code	<b>Date</b> MM-YYYY <sup>1</sup>	<b>Country</b>	<b>Name</b>	<b>Classification</b> <sup>2</sup>	
N						
O						
P						
Q						
R						
S						
T						

**NON-PATENT DOCUMENTS**

	<b>Include, as applicable: Author, Title, Date, Publisher, Edition or Volume, Pertinent Pages</b>
U	
V	
W	
X	

\* A copy of this reference is not being furnished with this Office action. See MPEP § 707.05(a).<sup>1</sup> Dates in MM-YYYY format are publication dates.<sup>2</sup> Classifications may be U.S. or foreign.